

AN ACT

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

*Codification
District of
Columbia
Official Code*

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To amend, on an emergency basis, the Independence of the Chief Financial Officer Establishment Act of 2001 to amend Chapter 3 of Title 47 of the District of Columbia Official Code to include procedures for reprogramming of amounts during non-control years.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Chief Financial Officer Establishment Reprogramming During Non-Control Years Technical Emergency Amendment Act of 2001".

Sec. 2. The Independence of the Chief Financial Officer Establishment Act of 2001, signed by the Mayor on July 13, 2001 (D.C. Act 14-89; 48 DCR 7072), is amended by adding a new section 14a to read as follows:

"Sec. 14a. Chapter 3 of Title 47 of the District of Columbia Official Code is amended as follows:

"(a) The table of contents is amended by adding after the phrase "Council approval for reprogramming requests for appropriated or estimated nonappropriated authorities; procedure; monthly reprogramming summary; exclusions." the phrase "47-363.01. Procedures for reprogramming of amounts during non-control years."

"(b) Section 47-363(a-1)(2) is amended by striking the phrase "section and" and inserting the phrase "section, 47-363.01, and" in its place.

Note,
§ 47-363

"(c) A new section 47-363.01 is added to read as follows:

"47-363.01. Procedures for reprogramming of amounts during non-control years.

Note, New
§ 47-363.01

"(a) (1) After the adoption of the annual budget for a fiscal year which is not a control year, no reprogramming of amounts in the budget shall occur unless:

"(A) The Mayor submits a request for such reprogramming to the Chief Financial Officer of the District of Columbia;

"(B) The Chief Financial Officer transmits to the Council a statement approving the request and containing an analysis of the effect of the proposed reprogramming on the financial plan and budget for the fiscal year; and

"(C) The Council approves the request after receiving the statement

described in subparagraph (B) of this paragraph from the Chief Financial Officer.

"(2) If the Chief Financial Officer does not transmit to the Council a statement described in paragraph (1)(B) of this subsection or a statement disapproving the request for reprogramming during the 10-day period which begins on the date the Chief Financial Officer receives the request for reprogramming from the Mayor, the Chief Financial Officer shall be deemed to have approved the request and to have transmitted a statement approving the request to the Council.

"(b) After the adoption of the annual budget for a fiscal year which is a non-control year, no reprogramming of amounts in the budget shall occur unless the Mayor submits to the Council a request for such reprogramming and the Council approves the request, but only if any additional expenditures provided under such request for an activity are offset by reductions in expenditures for another activity.

"(c) For the purposes of this section, the term "control year" has the meaning given such term in section 305(4) of the District of Columbia Financial Responsibility and Management Assistance Act of 1995, approved April 17, 1995 (109 Stat. 152; D.C. Official Code § 47-393(4)).".

Sec. 3. Fiscal impact statement.

This legislation does not have a negative fiscal impact.

Sec. 4. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto) and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section

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412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a)).

Chairman
Council of the District of Columbia

Mayor
District of Columbia